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10 **UNITED STATES DISTRICT COURT**

11 **SOUTHERN DISTRICT OF CALIFORNIA**

12 **IN RE INCRETIN-BASED  
13 THERAPIES PRODUCTS  
14 LIABILITY LITIGATION**

15 *As to All Related and Member Cases*

16 Case No. 13-md-2452-AJB (MDD)

17 **MDL 2452**

18 **DEFENDANT MERCK SHARP &  
19 DOHME CORP.'S NOTICE OF  
20 MOTION AND MOTION IN  
21 SUPPORT OF ITS BILL OF  
22 COSTS**

23 Date: January 4, 2016

24 Time: 10:00 a.m.

25 Judge: Hon. Anthony J. Battaglia

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on January 4, 2016 at 10:00 a.m., or as soon thereafter as counsel may be heard, at the Clerk’s Office of the Edward J. Schwartz Courthouse, United States District Court, District of Southern California, 333 West Broadway, San Diego, CA 92101, Defendant Merck Sharp & Dohme Corp. (“Merck”) will and hereby does move for an order approving its Bill of Costs, submitted concurrently herewith.

Merck moves for costs pursuant to the Judgment entered in this case on November 30, 2015 (Dk. No. 1572) and pursuant to Federal Rule of Civil Procedure 54(d) and Civil Local Rule 54.1.

This notice is based on the Bill of Costs, this Notice of Motion and Motion, the accompanying Memorandum, the Declaration of Paul E. Boehm and the exhibits thereto, all pleadings and papers on file in this action, oral argument as permitted by the Court, and any such other matters that the Court deems appropriate.

Dated: December 14, 2015

Respectfully submitted,

DOUGLAS R. MARVIN  
PAUL E. BOEHM  
WILLIAMS & CONNOLLY LLP

By: s/ Paul E. Boehm  
Paul E. Boehm

*Attorneys for Defendant Merck Sharp  
& Dohme Corp.*

